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Attorney for Plaintiffs, DAVID J. LEE and
DANIEL R. LLOYD

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

DAVID J. LEE and DANIEL R. LLOYD,
as individuals and, on behalf of others
similarly situated,

Plaintiffs,

vs.

CHASE MANHATTAN BANK U.S.A.,
N.A., a Delaware corporation, CHASE
MANHATTAN BANK U.S.A., N.A. d.b.a.
CHASE BANK U.S.A., N.A., JPMORGAN
CHASE & CO., a Delaware corporation;
and DOES 1, through 100, inclusive,

Defendants.

Case No.: C 07-4732 MJJ

STIPULATION & [PROPOSED] ORDER
RE: CONTINUANCE OF HEARING
DATE OF DEFENDANTS' MOTION TO
DISMISS PLAINTIFFS' COMPLAINT,
AND INITIAL CASE MANAGEMENT
HEARING

1 Plaintiffs David J. Lee and Daniel R. Lloyd, and Defendants Chase Manhattan Bank
2 U.S.A., N.A., Chase Manhattan Bank U.S.A., N.A. d.b.a. Chase Bank U.S.A., N.A., JPMorgan
3 Chase & Co., stipulate to continue the hearing of the Defendants' motion to dismiss Plaintiffs'
4 complaint, and to continue the case management conference, from Tuesday, January 8, 2008, to
5 Tuesday, January 29, 2008.

6 Defendants request that the hearing on the motion and the case management conference
7 be specially set for afternoon of January 29, 2008 to accommodate counsel's desire to attend a
8 hearing that morning in state court in San Jose. However, if a special setting is not available,
9 counsel will adjust his schedule to appear at this Court's regular morning law & motion calendar
10 call (at 9:30 a.m.). Plaintiffs do not oppose an afternoon hearing.

11 The parties respectfully request the Court continue the motion hearing and case
12 management conference to the date requested.

13
14
15 Dated: December 26, 2007

Stroock & Stroock & Lavan, L.L.P.

16
17
18 /s/

19 By: _____
20 Stephen J. Newman Esq.
Counsel for Defendants

21 Dated: December 26, 2007

Hale & Associates

22
23 /s/

24 By: _____
25 Matthew S. Hale, Esq.
Counsel for Plaintiffs

1 PURSUANT TO THE STIPULATION OF THE PARTIES, IT IS ORDERED as
2 follows:

3 (1) Hearing of the Defendants' motion to dismiss Plaintiffs' complaint, and the case
4 management conference, shall be continued from Tuesday, January 8, 2008, to Tuesday, January
5 29, 2008 at _____ in Courtroom 11, 19th Floor, of the United States District Courthouse,
6 located at 450 Golden Gate Avenue, San Francisco, CA 94102.
7

8
9 Date:

The Honorable Martin J. Jenkins
U.S. District Court Judge